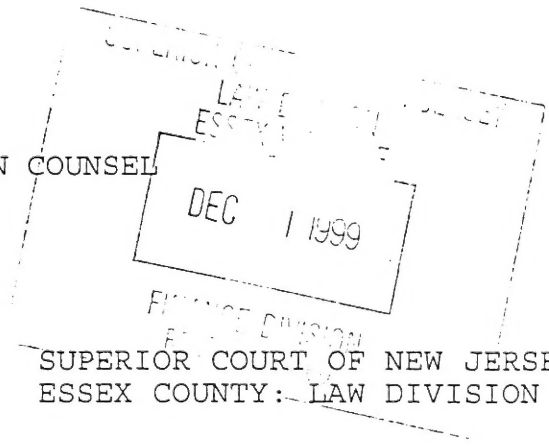


MICHELLE HOLLAR-GREGORY, CORPORATION COUNSEL  
920 BROAD STREET, ROOM 316  
Newark, NJ 07102  
(973) 733-3880  
Attorneys for Plaintiff



City of Newark, Municipal  
Corporation of the State of  
New Jersey,  
Plaintiff,

SUPERIOR COURT OF NEW JERSEY  
ESSEX COUNTY: LAW DIVISION

-vs-

Docket No.:

CIVIL ACTION

The Estate of Itzhak Jacoby,  
John Does 1-100  
(representing presently  
unknown persons or  
corporations who were  
responsible for the care,  
maintenance, ownership,  
leasing, and operation,  
design, manufacture,  
distribution, sale,  
supervision of the airplane  
involved in the accident  
or incident in Newark that  
took place on  
or about November 26, 1999),

COMPLAINT

Defendants,

The Plaintiff, City of Newark, a municipal corporation of the State of New Jersey with its principal place of business located at 920 Broad Street, Newark, New Jersey (herein after referred to the City of Newark) complaining and alleging of the Defendants says:

#### FIRST COUNT

- 1) On or about November 26, 1999, Defendant, Itzhak Jacoby, was the owner and operator of an airplane herein after referred to as "airplane") over the land of the State of New when said airplane collided, crashed, damaged and/or

## SECOND COUNT

Plaintiff repeats each and every allegation contained in the First Count as if set forth at length herein.

- 1) Upon information and belief, on or about November 26, 1999, Defendants negligently operated, owned, supervised, leased, contracted, maintained, managed, and/or inspected the "airplane" that is the subject of this lawsuit.
- 2) Plaintiff, City of Newark, as the political subdivision, responsible for the care, maintenance, and supervision, of the property collided, crashed, damaged, and or made contact by the "airplane" that is the subject matter of this lawsuit, was caused to suffered compensatory damages not limited costs for emergency services, police services, fire services, and other services and costs expended to response to the incident that is the subject matter of this lawsuit.
- 3) As a direct and proximate cause of the Defendants breach of their duty by negligent operation, ownership, leasing, contracting, maintaining, managing, and/or inspecting of the "airplane" that is the subject matter of this lawsuit, Plaintiff, City of Newark, was cause to suffer property damage, compensatory damages, attorney's fees, and other costs.

WHEREFORE, PLAINTIFF, City of Newark, demands judgment for property damage, compensatory damages, and other damages together with interest, attorney's fees and cost of suit.

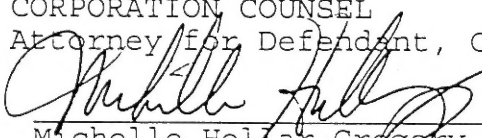
made contact with Plaintiff's property located within the boundary of the City of Newark, County of Essex, State of New Jersey.

- 2) As the owner and operator of said "airplane" that collided, crashed, damaged, and or made contact with the Plaintiff's property, Defendant, Itzhak Jacoby, is strictly liable pursuant to N.J.S.A. 6:2-7 for the property damage caused by said "airplane" to Plaintiff's property.
- 3) Plaintiff, City of Newark, as the political subdivision, responsible for the care, maintenance, and supervision, of the property collided, crashed, damaged, and or made contact by the "airplane" that is the subject matter of this lawsuit, was caused to suffered compensatory damages not limited costs for emergency services, police services, fire services, and other services and costs expended to response to the incident that is the subject matter of this lawsuit.
- 4) As a direct and proximate cause of the Defendant, Itzhak Jacoby, absolute liability pursuant to N.J.S.A. 6:2-7 Plaintiff, City of Newark was caused to suffer property damage, compensatory damages, attorney's fees, and other costs.

WHEREFORE, PLAINTIFF, City of Newark, demands judgment for property damage, compensatory damages, and other damages together with interest, attorney's fees and cost of suit.

MICHELLE HOLLAR-GREGORY  
CORPORATION COUNSEL  
Attorney for Defendant, City of Newark

By:

  
Michelle Hollar-Gregory  
Corporation Counsel

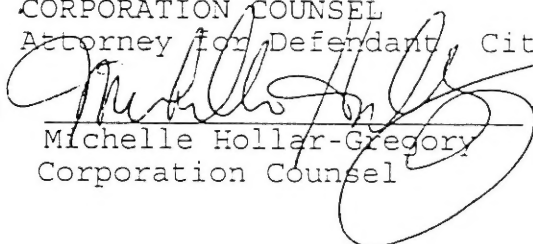
Date: 12/1/95

DEMAND FOR DISCOVERY OF INSURANCE COVERAGE

Pursuant to Rule 4:10-2(b), demand is hereby made that defendants disclose to plaintiff's attorneys whether there are any insurance agreements or policies under which any person or firm carrying insurance business may be liable to satisfy part of the judgment and provide plaintiff's attorney with true copies of such insurance agreements or policies including, but not limited to, any and all declaration sheets. This demand shall be deemed to include and cover not only primary coverage but also any and all excess, catastrophic and umbrella policies.

MICHELLE HOLLAR-GREGORY  
CORPORATION COUNSEL  
Attorney for Defendant, City of Newark

By:

  
Michelle Hollar-Gregory  
Corporation Counsel

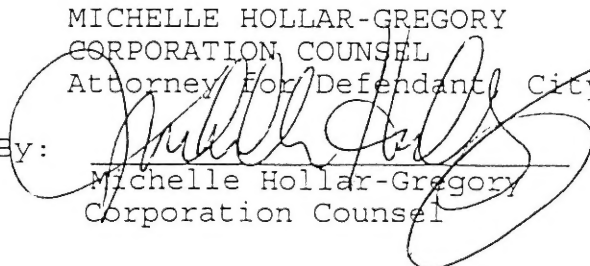
Date: 12/1/95

JURY DEMAND

Defendant hereby demands a trial by jury as to all issues contained herein.

MICHELLE HOLLAR-GREGORY  
CORPORATION COUNSEL  
Attorney for Defendant, City of Newark

By:

  
Michelle Hollar-Gregory  
Corporation Counsel

Date: 12/1/95

DESIGNATION OF TRIAL COUNSEL

Pursuant to R. 4:25, Michelle Hollar-Gregory, Esq., is hereby designated as trial counsel for the above-captioned matter.

MICHELLE HOLLAR-GREGORY  
CORPORATION COUNSEL  
Attorney for Defendant, City of Newark

By: 

Michelle Hollar-Gregory  
Corporation Counsel

Date: 12/1/95

CERTIFICATION PURSUANT TO RULE 4:5-1

I certify that at this time, upon information and belief, this matter in controversy is not the subject of any other action pending in any court or the subject of a pending arbitration proceeding and that no other action or arbitration proceeding is contemplated.

MICHELLE HOLLAR-GREGORY  
CORPORATION COUNSEL  
Attorney for Defendant, City of Newark

By: 

Michelle Hollar-Gregory  
Corporation Counsel

Date: 12/1/95